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Attorneys for Defendant  
AFFORDABLE CARE, LLC

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BOSTON DENTAL GROUP, LLC, a Nevada  
limited liability company,

Plaintiff,

vs.

AFFORDABLE CARE, LLC, a North  
Carolina limited liability company,

Defendant.

**Case No.: 2:16-cv-01636-RFB-CWH**

**JOINT STIPULATION FOR  
DISMISSAL WITHOUT PREJUDICE  
OF ALL CLAIMS AND  
COUNTERCLAIMS**

**AND RELATED COUNTERCLAIM**

Pursuant to an agreement reached between Plaintiff/Counterclaim Defendant Boston Dental Group, LLC (“Boston Dental”), by and through its counsel, Michael R. Mushkin & Associates P.C. and Borghese Legal, Ltd., on the one hand, and Defendant/Counterclaim Plaintiff Affordable Care, LLC (“Affordable Care”), by and through its counsel, Kolesar & Leatham and Barack Ferrazzano Kirschbaum & Nagelberg LLP, the Parties hereby stipulate that:

1. The Stipulation and Order Regarding Satisfaction of Attorneys’ Fees and Costs Incurred entered as Docket #82 on December 20, 2017 is VACATED.

2. This action be dismissed without prejudice, each party to bear its own costs and fees.

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3. With the consent of the Court, the Court shall retain jurisdiction for the limited purpose of enforcing the parties' settlement agreement.

**IT IS SO STIPULATED.**

DATED this November 27, 2018

**KOLESAR & LEATHAM**

By /s/ Sharon E. Calhoun  
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Attorneys for Defendant  
Affordable Care, LLC

DATED this November 27, 2018

**BORGHESE LEGAL, LTD.**

By /s/ Mark Borghese  
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Attorneys for Plaintiff  
Boston Dental Group, LLC

**ORDER**

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
RICHARD F. BOULWARE, II  
United States District Judge

DATED: November 29, 2018.

## **CERTIFICATE OF SERVICE**

I am a resident of Clark County, Nevada and am over the age of 18 years and not a party to the action. My business address is: 10161 Park Run Drive, Suite 150, Las Vegas, Nevada, 89145.

On **November 27, 2018**, I served this document on the parties listed on the attached service list via one or more of the methods of service described below as indicated next to the name of the served individual or entity by a checked box:

**PERSONAL SERVICE:** by personally hand-delivering or causing to be hand delivered by such designated individual whose particular duties include delivery of such on behalf of the firm, addressed to the individual(s) listed, signed by such individual or his/her representative accepting on his/her behalf. A receipt of copy signed and dated by such an individual confirming delivery of the document will be maintained with the document and is attached.

**EMAIL:** By transmitting a copy of the document to the electronic-mail address designated by the attorney or the party who has consented to such manner of service.

**E-FILE:** Automatically through the court's electronic filing system.

**FAX SERVICE:** by transmitting to a facsimile machine maintained by the attorney or the party who has consented to such manner of service.

**MAIL SERVICE:** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada. I am readily familiar with the firm's practice of collection and processing correspondence by mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage fully prepaid at Las Vegas, Nevada in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing an affidavit.

I declare that under penalty of perjury under the laws of the State of Nevada that the above is true and correct. I further declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

*/s/ Mark Borghese*

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An employee of BORGHESE LEGAL, LTD.

**SERVICE LIST**

| <b>ATTORNEYS<br/>OF RECORD</b>   | <b>PARTIES<br/>REPRESENTED</b> | <b>METHOD OF<br/>SERVICE</b>   |
|--|--------------------------------|--|
| Scott R. Cook, Esq.<br>Jonathan D. Blum, Esq.<br><b>Kolesar &amp; Leatham</b><br>400 South Rampart Blvd., Suite 400<br>Las Vegas, NV 89145<br><br>Email: <i>scook@klnevada.com</i> ,<br><i>jblum@klnevada.com</i>  | Attorneys for<br>Defendant     | <input type="checkbox"/> Personal service<br><input type="checkbox"/> Email<br><input checked="" type="checkbox"/> E-File<br><input type="checkbox"/> Fax service<br><input type="checkbox"/> Mail service |
| Scott J. Slavick, Esq.<br>Sharon E. Calhoun, Esq.<br>Hannah Y. Jurowicz, Esq.<br><b>Barack Ferrazzano Kirschbaum &amp;<br/>Nagelberg LLP</b><br>200 W. Madison St., Suite 3900<br>Chicago, IL 60606<br><br>Email: <i>hannah.jurowicz@bfkn.com</i> ,<br><i>sharon.calhoun@bfkn.com</i> ,<br><i>scott.slavick@bfkn.com</i> | Attorneys for<br>Defendant     | <input type="checkbox"/> Personal service<br><input type="checkbox"/> Email<br><input checked="" type="checkbox"/> E-File<br><input type="checkbox"/> Fax service<br><input type="checkbox"/> Mail service |